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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

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April 6, 2001

Magalie Roman Salas, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

**Re: Supplement to Petition for Rulemaking  
Amendment of Section 73.202(b), Table of Allotments – Auburn, Alabama  
Auburn Network, Inc., Petitioner**

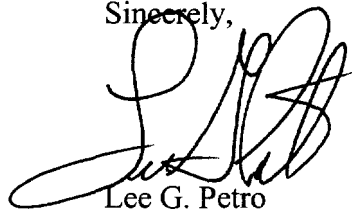
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Dear Ms. Salas:

Transmitted herewith, on behalf of Auburn Network, Inc., is an original and four (4) copies of a Supplement to the Petition for Rulemaking filed on February 7, 2001.

Should there be any questions, please contact undersigned counsel.

Sincerely,



Lee G. Petro

Enclosures

cc: Ms. Nancy Joyner, 3-A267  
Federal Communications Commission

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APR 6 2001

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of:

Auburn Network, Inc.

Amendment of Section 73.202(b), Table of  
Allotments, FM Broadcast Stations  
(Auburn, Alabama)

MM Docket: \_\_\_\_\_

RM: \_\_\_\_\_

TO: CHIEF, ALLOCATIONS BRANCH

SUPPLEMENT TO  
PETITION FOR RULEMAKING

Auburn Network, Inc. ("Auburn"), by and through its attorneys, hereby submits this "Supplement" to its Petition for Rulemaking filed on February 7, 2001 (the "Petition"). The Petition proposes the allotment of Channel 263A at Auburn, Alabama.

In the Petition, Auburn proposes specific reference coordinates for the allotment. Specifically, Exhibit B to the Technical Exhibit accompanying the Petition propose the reference coordinates of 32° 36' 09" N, 85° 28' 52" W. At these coordinates, the Class A facility would be fully-spaced to all authorized allotments.

However, on January 12, 2001, WNNX LICO, Inc., the licensee of Station WWWQ(FM), College Park, Georgia filed an application to request a one-step upgrade of its Class C3 facility to a Class C2 facility (File No. BPH 20010112ABQ) (the "One-Step Application"). Auburn filed a Petition to Deny against the One-Step Application on February 28, 2001 arguing, *inter alia*, that application is contingent upon the finality of the rulemaking proceeding authorizing the change in community of license from Anniston, Alabama to College Park, Georgia. *Anniston Alabama et al.*, 15 FCC Rcd 9971 (2000), *recon. denied*, DA 01-333 (Feb. 9, 2001). Auburn indicated in its Petition to Deny that the One-Step Application would preclude the allocation of Channel 263A at Auburn, Alabama.

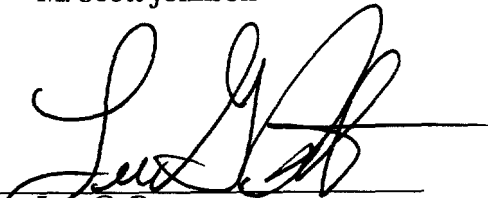
However, on February 23, 2001, WNNX LICO, Inc. filed an amendment to the One-Step Application to specify a new tower site, moving the site to the north-northeast of the tower site specified in the One-Step Application. Should the Commission grant the One-Step Application, as amended on February 28, 2001, Channel 263A could be allocated to Auburn, Alabama with a slight site restriction.

Thus, Auburn seeks to amend its Petition for Rulemaking to specify new reference coordinates that will permit the allocation of Channel 263A at Auburn, Alabama. The amended Technical Exhibit is attached hereto as Exhibit A, and proposes a site that will be fully-spaced to either the Class C3 facility specified in the College Park Rulemaking, or the amended Class C2 application.

Respectfully submitted,

AUBURN NETWORK, INC.

By:   
M. Scott Johnson

By:   
Lee G. Petro

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April 6, 2001  
DC01/358240.2

# **Contemporary Communications**

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## **SUPPLEMENTAL TECHNICAL EXHIBIT**

**IN SUPPORT OF  
PETITION FOR RULE MAKING  
CHANNEL 263A  
AUBURN, ALABAMA**

**AUBURN NETWORK, INC.**

### **INTRODUCTION**

This Supplemental Technical Exhibit supports the petition of AUBURN NETWORK, INC., seeking to amend the FM Table of Allotments, Section 73.202(b) of the Rules, by allocating Channel 263A to Auburn, Alabama. Channel 263A at Auburn, Alabama, is precluded by the one-step application of WWWQ(FM) College Park, Georgia (File No. BPH-20010112ABQ). That station is seeking to upgrade from a Class C3 to a Class C2 facility. However, an amendment to the WWWQ application has been filed seeking to specify a site at 33-03-15 North Latitude, 84-23-19 West Longitude. At the amended site, the allocation of Channel 263A at Auburn would not be precluded by WWWQ, provided the Auburn allocation was restricted to approximately 2 kilometers south of Auburn (at 32-34-54 North Latitude, 85-29-17 West Longitude).

A copy of the separation study for Channel 263A at Auburn is attached hereto and made a part of this report (only those stations and channels sufficiently close for concern are noted therein).

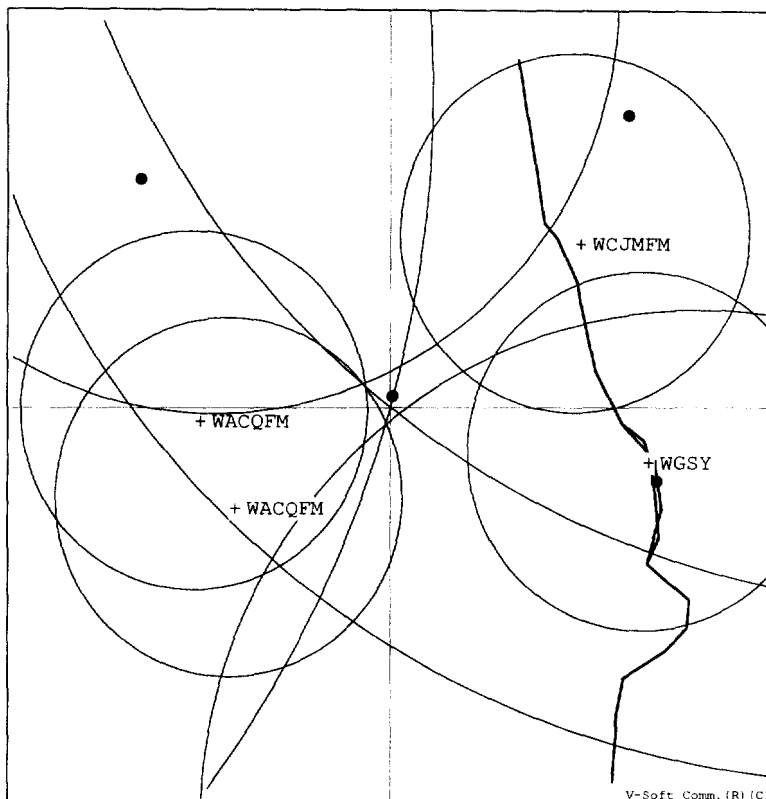
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AUBURN ALABAMA  
CH. 263A

SEARCHFM<sup>TM</sup> LOCATE STUDY

Ch 263 A  
100.5 MHz

N. Lat. 32 34 54  
W. Lng. 85 29 17



Call	CH#	Location		D-KM	Azi	FCC	Margin
WWWQ.A	263C2	Anniston	AL	132.33	40.1	166.0	-33.67
ALLO	263C2	Anniston	AL	132.33	40.1	166.0	-33.67
ALLO	263C1	Northport	AL	200.00	285.8	200.0	0.00
WLXY.A	263C1	Northport	AL	200.00	285.8	200.0	0.00
WWWQ.A	263C2	Anniston	AL	166.06	37.7	166.0	0.06
WMRZ.C	264C3	Cuthbert	GA	90.81	142.7	89.0	1.81
WACQFM	260A	Tallassee	AL	32.83	241.7	31.0	1.83
WACQFM	260A	Tallassee	AL	35.11	269.2	31.0	4.11
RADD	264A	Ashland	AL	77.62	336.1	72.0	5.62
WCJMFM	265A	West Point	GA	44.49	47.4	31.0	13.49
WGSY	261A	Phenix City	AL	45.44	99.8	31.0	14.44

CONTEMPORARY COMMUNICATIONS  
BROADCAST CONSULTANTS

AUBURN ALABAMA  
CH. 263A

REFERENCE  
32 34 54 N  
85 29 17 W

CLASS = A  
Current Spacings

DISPLAY DATES  
DATA 03-31-01  
SEARCH 04-01-01

----- Channel 263 - 100.5 MHz -----

Call	Channel	Location	Dist	Azi	FCC	Margin
N. Lat.	W. Lng.	Power	HAAT			
WWWQ.A APP 263C2	Anniston	AL	132.33	40.1	166.0	-33.67 <u>1/</u>
33 29 22	84 34 07	CX	50.000 kW	150 M		
Wnnx Lico, Inc.		BPH20010112ABQ		6809		
ALLO VAC 263C2	Anniston	AL	132.33	40.1	166.0	-33.67 <u>2/</u>
33 29 22	84 34 07	Z	0.000 kW	0 M		
		BMPH20010305AAP		6809		
ALLO VAC 263C1	Northport	AL	200.00	285.8	200.0	0.00
33 03 15	87 32 57		0.000 kW	0 M		
		BLH20000509AAQ		70914		
WLXY.A APP 263C1	Northport	AL	200.00	285.8	200.0	0.00
33 03 15	87 32 57	CX	100.000 kW	299 M		
Radio South, Inc.		BPH19991012AAG		70914		
WWWQ.A APP 263C2	Anniston	AL	166.06	37.7	166.0	0.06 <u>3/</u>
33 45 34	84 23 19	DCX	14.000 kW	291 M		
Wnnx Lico, Inc.		BPH20010112ABQ		6809		
WMRZ.C CP 264C3	Cuthbert	GA	90.81	142.7	89.0	1.81
31 55 49	84 54 15	CN	11.500 kW	146 M		
Alaga Communications Corp.		BPH19971028ME		89045		
WACQFM LIC 260A	Tallassee	AL	32.83	241.7	31.0	1.83
32 26 30	85 47 45	CN	2.950 kW	142 M		
Hughey Communications, Inc.		BMLH19951006KC		68310		
WACQFM CP 260A	Tallassee	AL	35.11	269.2	31.0	4.11
32 34 37	85 51 43	CN	3.100 kW	134 M		
Hughey Communications, Inc.		BPH19970609IA		68310		
RADD ADD 264A	Ashland	AL	77.62	336.1	72.0	5.62
33 13 15	85 49 35		0.000 kW	0 M		
		RM9268		0		
WCJMFm CP 265A	West Point	GA	44.49	47.4	31.0	13.49
32 51 07	85 08 14	CN	5.800 kW	100 M		
Root Communications License C		BPH19990129IG		54863		
WGSY LIC 261A	Phenix City	AL	45.44	99.8	31.0	14.44
32 30 42	85 00 41	CN	6.000 kW	100 M		
Cumulus Licensing Corp		BMLH19900403KA		66668		

- 1/ Application for Class C2 facilities. This application has been amended to specify a different location (see 3/).
- 2/ Reference coordinates for C2 allocation. Reference coordinates would not be entitled to protection upon grant of item 3/.
- 3/ Amended site for C2 facilities.